Vidas, Arrett & Steinkraus	Atty. Docket No	S63.2N-6072-US03			
Utility Patent Application	First Inventor	Ballou et al.			
Transmittal	Title: Flexible Metal V				
	Express Mail Label No.	EV441613825US			
Application Elements	Address To:	Mail Stop Patent Application			
		Commissioner for Patents			
		P.O. Box 1450			
1. X Fee Transmittal Form		Alexandria, VA 22313-1450			
☐ Check Included		Pages 2			
2. Applicant claims small entity state	116				
3. Specification (including Opg cover		Pages 11			
3pg claims and 1pg abstract)	si sheet, 7pg description,	Pages 11			
4. Drawings		Pages 6			
4. ☑ Drawings5. ☑ Oath or Declaration		Pages 6			
 a. Newly executed (original or 	copy)	3-1-1			
 b. Copy from a prior application 					
(for continuation/divisional					
i. ☐ Deletion of Inventor(s) – s		Pages			
deleting inventors named in the p	prior application	5			
6.	8 documents and sheek)	Pages 4			
Previously recorded on 4/13/		Pages 8			
8. Power of Attorney	90, Neel 9110, I fames 054	Pages 1			
□ 37 C.F.R. 3.73(b) Statement (when there is an assignee)	Pages 1			
9. English Translation Document	g	Pages			
10. Information Disclosure Statemen	t	Pages 20			
	ences)				
11. Preliminary Amendment		Pages 5			
12. Return Receipt Postcard		Pages 1			
13. Certified Copy of Priority Docume	ent	Pages			
14. ☐ Nonpublication Request15. ☒ Constructive Petition		Pages			
16. ☐ Limited Authorization		Pages 1			
17. VAS Utility Patent Application Tra	anemittal	Pages 1 Pages 1			
18. Other	anomitta	Pages			
		. ugoo			
19. If a CONTINUING APPLICATION, chec	k appropriate box, and sup	ply the requisite information below and			
in a preliminary amendment or in an Applica	ation Data Sheet				
☐ Continuation ☐ Divisional ☐ Cont		application no. 09/587,942, filed			
		which is a continuation of application			
	no. 08/9	42,162, filed 10/1/97			
Prior Application Information: Examiner Bruce E. Snow Group Art Unit 3738					
Filor Application information. Examiner bit	ice E. Show Gloup Art On	13736			
For CONTINUATION OR DIVISIONAL APP	S only: The entire disclosur	re of the prior application, from which			
an oath or declaration is supplied under Bo	x 5b. is considered a part of	the disclosure of the accompanying			
continuation or divisional application and is					
20. TOTAL NUMBER OF PAGES 68					
21. CO	RRESPONDENCE ADDRE	SS			
CUSTON	MER NUMBE	ED 100			
000101	MELL HOMBE	-17 430			
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Name James M. Urzedowski		-			
Signature Signature		Date 4/19/2004			
		Dale 4/ 13/2004			

19270 U.S. PTO 10/827495

FEE TRANSMITTAL for FY 2004

Application Number Not Yet Assigned Filing Date Concurrently Herewith First Named Inventor Rallon et al

Complete if Known

Patent fees are subject to annual revision.		Examiner Name		Not Yet Assigned			
Applicant claims small entity status. See CFR 1.27	Art Uni				Yet Assigned		
TOTAL AMOUNT OF PAYMENT (\$) 770.00	Attorne		rot No				
(Ψ) 170.00	Attorne				S63.2-6072-US03		
METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)					
☑ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None ☐ Deposit Account:	3. ADDI						
Deposit Account:	Large Fee	Entity Fee	Small I	Entity Fee	Fee Description	Fee Paid	
Deposit Account Number: 22-0350	Code	(S)	Code	(S)	re veripava	ree raid	
Deposit Account Name: Vidas, Arrett & Steinkraus	1051	130	2051	65	Surcharge-late filing fee oath		
The Commissioner is authorized to: (check all that apply)	1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		
☐ Charge the fee(s) indicated below ☐ Credit any overpayments	1053	130	1053	130	Non-English specification		
☐ Charge any additional fee(s) during the pendency of this application		2,520	1812	2,520	For filing a request for ex parte reexamination		
☐ Charge fee(s) indicated below, except for the filing fee to the above- identified deposit account.	1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		
FEE CALCULATION	1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		
1. BASIC FILING FEE	1251	110	2251	55	Extension for reply within first month		
Large Entity Small Entity	1252	420	2252	210	Extension for reply within second month		
Fee Fee Fee Fee Pescription Fee Paid	1253	950	2253	475	Extension for reply within third month		
Code (\$) Code (\$)	1254	1,480	2254	740	Extension for reply within fourth month		
1001 770 2001 385 Utility filing fee \$770.00	1255	2,010	2255	1,005	Extension for reply within fifth month		
1002 340 2002 170 Design filing fee	1401	330	2401	165	Notice of Appeal		
1003 530 2003 265 Plant filing fee	1402	330	2402	165	Filing a brief in support of an appeal		
1004 770 2004 385 Reissue filing fee — 1005 160 2005 80 Provisional filing fee —	1403	290	2403	145	Request for oral hearing		
	1451	1,510	1451	1,510	Petition to institute a public use proceeding		
SUBTOTAL (1) (\$) 770.00	1452	110	2452	55	Petition to revive - unavoidable		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1453	1,330	2453	665	Petition to revive - unintentional		
Extra Claims Fee from below Fee Paid	1501	1,330	2501	665	Utility issue fee (or reissue)		
Total 11 -20** = 0 X \$18.00 = 0.00	1502	480	2502	240	Design issue fee		
Independent 1 - 3** = 0 X \$86.00 = 0.00	1503	640	2503	320	Plant issue fee		
Multiple Dependent = 0.00	1460	130	1460	130	Petitions to the Commissioner	_	
Large Entity Small Entity	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)		
Fee Fee Fee Fee <u>Fee Description</u> Code (S) Code (S)	1806	180	1806	180	Submission of Information Disclosure Stmt		
1202 18 2202 9 Claims in excess of 20	8021	40	8021	40	Recording of each patent assignment per property (times number of properties)		
1201 86 2201 43 Independent claims in excess of 3	1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))		
1203 290 2203 145 Multiple dependent claim, if not paid	1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))		
1204 86 2204 43 ** Reissue independent claims over original patent	1801	770	2801	385	Request for Continued Examination (RCE)		
1205 18 2205 9 *Reissue claims in excess of 20 and over original patent	1802	900	1802	900	Request for expedited examination of a design application	-	
SUBTOTAL (2) (\$) 0.00	1		Other fee (spe	cify)			
** or number previously paid, if greater; For Reissues, see above			*Reduced by	Basic Filin	g Fœ Paid SUBTOTAL (3)	(\$) 0.00	

SUBMITTED BY Complete (if applicable) Name (Print/Type) James M. Urzedowski Registration No. 48,596 Telephone 952-563-3000 (Attorney/Agent) Signature 04/19/2004 Date

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Docket No.: S63.2N-6072-US03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ballou et al.

Application No.:

Not yet assigned

Filed: For:

Concurrently herewith Flexible Metal Wire Stent

Group Art Unit:

Not yet assigned

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CONSTRUCTIVE PETITION FOR EXTENSION OF TIME AND FEE AUTHORIZATION PURSUANT TO 37 C.F.R. §1.136(a)(3)

Applicant hereby requests that the United States Patent and Trademark Office treat any concurrent or future reply requiring a petition for an extension of time pursuant to §1.136 for its timely submission as incorporating therein a petition for an extension of time for the appropriate length of time.

Applicant authorizes the Commissioner of Patents and Trademarks to charge all required extension of time fees that have not otherwise been paid to Deposit Account No. 22-0350.

Respectfully submitted,

VIDAS, ARRETT, & STEINKRAUS,

Date: April 19, 2004

By: James M. Urzedowski

Registration No.: 48596

6109 Blue Circle Drive, Suite 2000

Minnetonka, MN 55343-9185 Telephone: (952) 563-3000

Facsimile: (952) 563-3001

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LIMITED AUTHORIZATION TO ACT ON BEHALF OF ASSIGNEE **REGARDING CERTAIN PATENT MATTERS** EFFECTIVE THROUGH: December 31, 2004

I, Paul W. Sandman, as Senior Vice President, Secretary, and General Counsel of Boston Scientific Corporation, the controlling corporation of:

AMS Medinvent S.A.; Boston Scientific BV; Boston Scientific Corporation Northwest Technology Center, Inc.; Boston Scientific Ireland Limited; Boston Scientific Japan KK; Boston Scientific Limited; Boston Scientific Scimed, Inc. (formerly known as Schneider (USA), Inc.); Cardiovascular Innovations Canada, Inc.; Corvita Canada, Inc.; Corvita Corporation; Corvita Europe S.A.; EP Technologies, Inc.; Laboratoires Corvita S.A.R.L.; Meadox Medicals, Inc.; NAMIC Eireann Limited; NAMIC International, Inc.; Nilo Holding, S.A.; Schneider (Europe) GmbH; Schneider Belgium NV; Schneider Holland BV; Schneider Ireland BV; Schneider Puerto Rico (formerly known as NAMIC Caribe, Inc.); Schneider/NAMIC; Scimed Life Systems, Inc.; Symbiosis Corporation; Target Therapeutics, Inc.; Cardiac Pathways Corporation; Interventional Technologies, Inc.; Embolic Protection, Inc.; Quanum Corporation; Smart Therapeutics, Inc.; Radio Therapeutics Corporation; Catheter Innovations Corp.; Enteric Medical Technologies, Inc.; BEI Medical Systems; Heart Technologies; Vesica; and Inflow Dynamics Inc.;

hereby authorize the following registered patent attorneys/agents (1) to act on behalf of any of the corporations identified above, including Boston Scientific Corporation, with regard to any matters before the United States Patent and Trademark Office, any foreign patent offices, and any international patent entities, (2) to execute power of attorney documents on behalf of any of the corporations identified above, including Boston Scientific Corporation, to appoint and/or establish any attorneys, agents, and/or law firms to act on behalf of any of the corporations identified above, including Boston Scientific Corporation, in any foreign or international patent applications filed with any foreign and/or international patent offices, and (3) to execute assignment and ownership documents on behalf of any of the corporations identified above, including Boston Scientific Corporation, with regard to any matters before the United States Patent and Trademark Office, any foreign patent offices, and any international patent offices:

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William J. Shaw	Reg. No. 43,111

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Kurt W. Lockwood	Reg. No. 40,704
Steven A. McAuley	Reg. No. 46,084
Todd P. Messal	
Robert M. Rauker	Reg. No. 40,782
William J. Shaw	•
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Paul W. Sandman Senior Vice President, Secretary, and General Counsel

COMMONWEALTH OF MASSACHUSETTS

COUNTY OF MIDDLESEX

On this 6th day of January $\frac{200 \text{ y}}{2}$ before me personally appeared Paul W. Sandman to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes set forth herein.

SS.

4 Alund Notary Public

Nona E Hura **NOTARY PUBLIC** My commission expires Sept 18, 2009

[k:\LimitedAnthorizations(1)]